



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON, D.C. 20370-5100

SMC
Docket No: 01897-00
16 November 2000

[REDACTED] S USN
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Dear Seaman [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 16 November 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by the Navy Personnel Command dated 21 September 2000, a copy of which is attached, and your letter dated 7 November 2000.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinion. In view of the above, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official

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records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director

Enclosure



1897-00

DEPARTMENT OF THE NAVY
NAVY PERSONNEL COMMAND
5720 INTEGRITY DRIVE
MILLINGTON TN 38055-0000

5420
PERS 403FC/301
21 Sep 00

MEMORANDUM FOR THE EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF
NAVAL RECORDS

Via: Assistant for BCNR Matters (PERS-00ZCB)

Subj: REQUEST FOR COMMENTS AND RECOMMENDATIONS IN CASE OF
[REDACTED]

Ref: (a) MILPERSMAN 1220-040
(b) COMSUBLANT/COMSUBPACINST 1306.1C

Encl: (1) BCNR File 01897-00 w/Service Record

1. Subject named member has petitioned the Board for Correction of Naval Records (BCNR) for reinstatement of his Enlisted Submarine Designator.

2. After thorough review of available information, PERS-403 submits the following comments:

- In accordance with references (a) and (b), Seaman [REDACTED] was disqualified from submarine duty and administratively discharged for failure to comply with Navy Physical Fitness Standards.

- Seaman [REDACTED] has since complied with Navy Fitness Standards and re-enlisted on 30 December 1999 for the surface Advanced Electronics Computer Field (AECF).

- Subsequent to re-enlistment he contacted PERS 403F by telephone and requested reinstatement of the entitlement to wear the Enlisted Submarine Breast Insignia while remaining in the AECF program.

- Seaman [REDACTED] did not consider reinstatement to submarine duty until it was explained to him that re-instatement required assignment to submarine duty and re-qualification for the enlisted (SS) designator.

Subj: REQUEST FOR COMMENTS AND RECOMMENDATIONS IN CASE OF
S. [REDACTED]

- He submitted a NAVPERS 1306/7 (Enlisted Personnel Action Request) for re-instatement to submarine duty which was denied on 22 February 2000 as he was already in AECF training at Service School Command Great Lakes. He has orders on file for continued training until 9 February 2001 and ultimate orders to USS [REDACTED] to report 10 March 2001.

[REDACTED] may request reinstatement to submarine duty after completing a normal sea tour as a surface Sailor.

[REDACTED]
[REDACTED]
[REDACTED]
Head, Enlisted Submarine/
Nuclear Power Assignments
Acting